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19 Attorneys for PLAINTIFFS
20 (Additional attorneys listed on following page)

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23
24 SAN FRANCISCO DIVISION

25 SONYA RENEE, et al.,

26 Plaintiffs,

27 v.

28 MARGARET SPELLINGS, et al.,

Defendants.

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JOSEPH P. RUSSONIELLO
United States Attorney
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Attorneys for DEFENDANTS

Case No. 3:07-cv-04299-PJH

**STIPULATION AND ORDER TO
PROCEED UNDER FICTITIOUS NAMES**

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1 Plaintiffs and Defendants, through their undersigned counsel, stipulate as follows:

2 1. Plaintiff Jane Doe, a minor, by her *guardian ad litem* John Doe; Plaintiff B. Doe,
3 a minor, by her *guardian ad litem* N. Doe; and N. Doe in her capacity as a separate, individual
4 plaintiff, have moved the Court to allow them to proceed in this litigation using fictitious names
5 [docket no. 39].

6 2. Further, General Order No. 53 regarding protecting the identities of minor
7 plaintiffs is applicable here and supports permitting the minor plaintiffs—and implicitly their
8 *guardians ad litem*—to proceed under fictitious names in this action.

9 3. Based upon the requirements of General Order 53, defendants do not object to the
10 persons known as Jane Doe, B. Doe, N. Doe, and John Doe proceeding in this litigation using
11 their fictitious “Doe” designations.

12 4. Accordingly, the parties agree that individual plaintiffs Jane Doe, B. Doe, and N.
13 Doe, as well as John Doe in his capacity as *guardian ad litem* for Jane Doe and N. Doe in her
14 capacity as *guardian ad litem* for B. Doe, should be permitted to proceed in this action under
15 fictitious names and should be permitted to file under seal the portion of any declarations which
16 reveal their true identities.

17 5. All pleadings and other documents in the public record of this case will be
18 submitted without reference to the actual names of the Doe plaintiffs and their *guardians ad*
19 *litem*.

20 6. The actual names of the Doe plaintiffs and their *guardians ad litem*, as well as any
21 identifying personal information, will be redacted from all pleadings and other documents served
22 on Defendants. Further, Defendants will not request that Plaintiffs produce the actual names of
23 the Doe plaintiffs or their *guardians ad litem*.

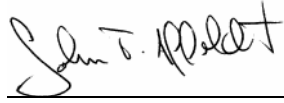
24 7. This order shall be binding on any other party or parties hereto, including amicus
25 curiae, that may appear or may be added. It shall be the obligation of counsel for Plaintiffs to
26 transmit a copy of this order to any such parties at the earliest possible time.

8. If any party believes that this order is being violated by any person subject to it, the party may apply to the court for appropriate relief.

So stipulated.

Date: January 25, 2008

By:



JOHN T. AFFELDT
Attorney for Plaintiffs

Date: January 25, 2008

By:

MICHAEL HYDE
Attorney for Defendants

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: January ____, 2008

By:

JUDGE PHYLLIS J. HAMILTON
United States District Court

1 8. If any party believes that this order is being violated by any person subject to it,
2 the party may apply to the court for appropriate relief.

3
4 So stipulated.

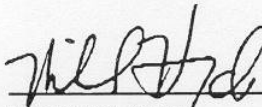
5
6 Date: January 25, 2008

By: _____

JOHN T. AFFELDT
Attorney for Plaintiffs

7
8
9
10 Date: January 25, 2008

By: _____


MICHAEL HYDE
Attorney for Defendants

11
12
13
14 **ORDER**

15
16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17
18
19 Date: January ____, 2008

By: _____

JUDGE PHYLLIS J. HAMILTON
United States District Court

PROOF OF SERVICE

I, Joyce Heinan, hereby declare:

My business address is 131 Steuart Street, Suite 300, San Francisco, California, 94105-1241, and I am employed in the City and County of San Francisco where this service is occurring. I am over the age of eighteen years and am not a party to this action.

On January 25, 2008, I caused a true and correct copy of the following document:

STIPULATION AND ORDER TO PROCEED UNDER FICTITIOUS NAMES

to be served using the Court's ECF system upon the following attorneys for the Defendants:

Peter D. Kiesler
Scott N. Schools
Sheila M. Liever
Michael Q. Hyde
Civil Division, Federal Programs Branch
United States Department of Justice
20 Massachusetts Ave., N.W., Room 7132
P.O. Box 883
Washington, D.C. 20044

I declare under penalty of perjury that the foregoing is true and correct, and that I executed this proof of service in San Francisco, California, this 25th day of January, 2008.

Dated: January 25, 2008



JOYCE HEINAN
Declarant